

ORDINANCE NO. 1 Series 2011

AN ORDINANCE OF THE TOWN OF CRAWFORD, COLORADO, AMENDING PROVISIONS OF THE CRAWFORD MUNICIPAL CODE RELATING TO COLLECTION OF UNPAID AND OVERDUE CHARGES FOR OUT-OF-TOWN SEWER SERVICE AND DECLARING AN EMERGENCY.

WHEREAS, the Board of Trustees has reviewed the provisions of the Town's ordinances relating to the collection of rates and charges for out-of-town sanitary sewer service; and

WHEREAS, the Board of Trustees finds and determines that the present fees for late payment of rates and charges for out-of-town sanitary sewer service are not sufficient to encourage prompt and timely payment of the same.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF CRAWFORD, COLORADO, AS FOLLOWS:

Section 1. Section 13-1-170(b) of the Crawford Municipal Code is here by amended to read, in its entirety, as follows:

(b) The sewer charges levied pursuant to this Article shall be payable as follows:

(i) Charges for in-town sewer service shall be payable monthly and shall be added to and made a part of the monthly water bill for the various properties served by the Town. If such charges are not paid within ten (10) days after the billing date, a fee of five dollars (\$5.00) shall be added to such bill to defray costs of collection.

(ii) Charges for out-of-town sewer service shall be levied annually, but shall be billed monthly. If such charges are not paid within ten (10) days after the billing date, a late payment fee of five dollars (\$5.00) per month shall be added to such bill. If such charges remain unpaid for a second month after the billing date, a late payment fee of fifty dollars (\$50.00) per month shall be added to such monthly bill.

Section 2. Section 13-1-180 of the Crawford Municipal Code is hereby amended to read, in its entirety, as follows:

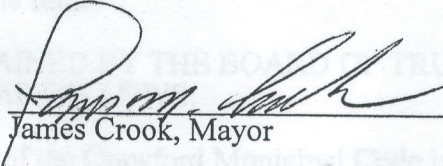
Each sewer charge levied pursuant to this Article shall be a lien against the real property served with sanitary sewer service by the Town and all unpaid and delinquent charges, including late payment penalties, outstanding as of October 1 of each year shall be certified to the Delta County Treasurer to be placed upon the real property tax rolls for the current year to be collected in the same manner as other taxes are collected; and the same shall become and remain a lien against the real property served and shall be collected by the County Treasurer and paid over to the Town in the same manner as taxes pursuant to C.R.S. 31-35-617 (as to in-town service) and C.R.S. 31-35-708 (as to out-of-town service). In

the event that litigation is required for the collection of such sewer rates and charges, the Town shall be entitled to recover its costs of such litigation, including reasonable attorney fees.

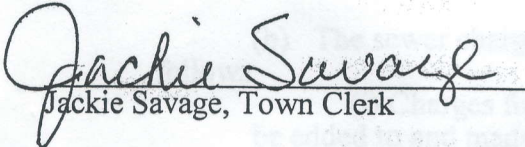
Section 3. This ordinance shall be authenticated by the signatures of the Mayor and the Town Clerk, shall be recorded in a book kept for that purpose and shall be published according to law.

Section 4. The Board of Trustees finds and determines that the adoption of this ordinance is necessary for the immediate preservation of the public health, safety and welfare of the inhabitants of the Town of Crawford, and therefore, declares that an emergency exists and that this ordinance shall take effect immediately upon its adoption.

APPROVED AND ADOPTED BY THE AFFIRMATIVE VOTE OF NOT LESS THAN THREE-FOURTHS OF THE MEMBERS OF THE BOARD OF TRUSTEES OF THE TOWN OF CRAWFORD, COLORADO, THIS 5th DAY OF JANUARY, 2011.


James Crook, Mayor

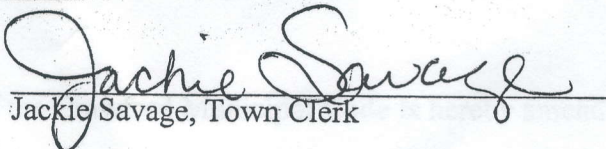
ATTEST:


Jackie Savage, Town Clerk

CERTIFICATION

The undersigned, Jackie Savage, as the Town Clerk of the Town of Crawford, Colorado, does hereby certify that the foregoing is a true and correct copy of Ordinance No. 1 Series 2011 adopted by the Board of Trustees of the Town of Crawford, Colorado, at a regular meeting held on January 5, 2011, and that the same was duly published according to law on January __, 2011.

Dated this 5 day of Jan, 2011.


Jackie Savage, Town Clerk